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22 **UNITED STATES BANKRUPTCY COURT**
23 **NORTHERN DISTRICT OF CALIFORNIA**
24 **[San Jose Division]**

25 In re
26 EVANDER FRANK KANE,
27
28 Debtors.

CASE NO. 21-50028 SLJ
Chapter 7

CENTENNIAL BANK, an Arkansas state
chartered bank,

Adv No. 21-05016

Plaintiff,

**CENTENNIAL BANK'S NOTICE OF
MOTION AND MOTION FOR
SUMMARY JUDGMENT**

vs.

EVANDER FRANK KANE,
Defendant.

Date: January 10, 2023
Time: 1:30pm
Place: Via Zoom Video-conference
Judge: Hon. Stephen L. Johnson

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT on January 10, 2023 at 1:30 p.m. or as soon thereafter as
the matter may be heard, in the San Jose Division of the United States Bankruptcy Court, Northern

1 District, located at 280 South First Street, Room 3035, San Jose, California 95113, Plaintiff Centennial
2 Bank, an Arkansas state chartered bank (“Centennial”) will move, pursuant to Federal Rule of Civil
3 Procedure 56, made applicable by Federal Rule of Bankruptcy Procedure 7056, for summary
4 judgment regarding issues in the “Amended Complaint to Determine Nondischargeability of Debt
5 Pursuant to: 11 U.S.C. §523(a)(2)(A); and 11 U.S.C. §§727(a)(2)-(a)(5)” (the “Complaint”) [AP
6 28] filed against Evander Frank Kane (“Kane”) in the above-captioned adversary proceeding (this
7 “Adversary Proceeding”). Centennial asserts that the admissions by Kane and other evidence
8 demonstrate the absence of any genuine issue of material fact and that Centennial is entitled to a
9 judgment as a matter of law.

10
11 This Motion is based upon this Notice of Motion and Motion for Summary Judgment; the
12 concurrently filed Supporting Memorandum of Points and Authorities, Declaration of Andrew J.
13 Ghekas; the Request for Judicial Notice, and all of the pleadings, records, and files in this action; any
14 other matter of which the Court may take judicial notice; and any argument or evidence the court may
15 permit at hearing on this Motion.

16 DATED: November 17, 2022

ANTHONY & PARTNERS, LLC

17 By: /s/ Andrew J. Ghekas

18 Andrew J. Ghekas
19 Attorneys for Plaintiff
20 CENTENNIAL BANK

21
22 DATED: November 17, 2022

NIESAR & VESTAL LLP

23
24 By: /s/ Peter C. Califano

25 Peter C. Califano
26 Attorneys for Plaintiff
27 CENTENNIAL BANK
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